

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BILL GOODWIN CONSTRUCTION, LLC,	:	No. 3:13cv157
	:	
Plaintiff	:	(Judge Munley)
	:	
v.	:	
	:	
WONDRA CONSTRUCTION, INC.; RENEWABLE ENERGY SYSTEMS AMERICAS, INC.; RENEWABLE CONSTRUCTION; RES AMERICAN CONSTRUCTION COMPANY, INC.; MEHOOPANY WIND ENERGY, LLC; BP WIND ENERGY NORTH AMERICA, INC.; SEMPRA U.S. GAS & POWER; ZURICH AMERICAN INSURANCE COMPANY and FIDELITY & DEPOSIT COMPANY OF MARYLAND,	:	
Defendants	:	

.....

ORDER

AND NOW, to wit, this 10th day of April 2014, defendants' motions to dismiss plaintiff's amended complaint (Docs. 56, 58 & 62) are

GRANTED in part and **DENIED** in part as follows:

1. BP Wind Energy North America, Inc. and Sempra U.S. Gas & Power's motion to dismiss is **GRANTED** to the extent that BP Wind Energy North America, Inc. and Sempra U.S. Gas & Power are **DISMISSED** from this action;

2. Mehoopany Wind Energy's motion to dismiss plaintiff's tortious interference with a contract claim, Count Six, is **GRANTED**. Count Six is **DISMISSED** with prejudice;
3. Mehoopany Wind Energy, RES and Wondra's motions to dismiss plaintiff's agency relationship claim, Count Seven are **GRANTED**. Count Seven is **DISMISSED** with prejudice;
4. The motions to dismiss are **DENIED** in all other respects; and
5. Mehoopany Wind Energy and RES's motions to strike Counts Six and Seven from plaintiff's amended complaint (Docs. 54, 59) are **DENIED as MOOT**.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court